

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Tatusabu TSUKAMOTO**

Art Unit: **3652**

Application Number: **10/582,943**

Examiner: **Dean J. Kramer**

Filed: **March 1, 2007**

Confirmation Number: **6542**

For: **TOOL FOR PICKING AND CARRYING DOG DUNG**

Attorney Docket Number: **062669**

Customer Number: **38834**

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 5, 2009

Sir:

Upon reviewing of the above-captioned patent, Applicant notes that our Deposit Account No. 50-2866 was charged \$52.00 under Fee Code 2202 on November 2, 2009 for submitting an Amendment under 37 CFR 1.111 on October 13, 2009.

The U.S. Patent and Trademark Office miscalculated present extra claims fee as shown in the attached PTO/SB/06 form and the Multiple Dependent Claim Fee Calculation Sheet (PTO/SB/07).

Applicant also overpaid the Extra Claims Fee of \$26.00 on October 13, 2009 since present total claims are 38 and Applicant should have been paid for 7 extra claims fees (\$182.00).

A copy of the Deposit Account Statement dated November 2009 accompanies this Request.

Application No. 10/582,943
Art Unit 3652

Request for Refund
Attorney Docket No. 062669

Thus, Applicant requests that the Patent Office refund the amount of \$78.00 to Deposit
Account 50-2866.

Respectfully submitted,
WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

/SADAO KINASHI/

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SK/kn

Enclosures: Deposit Account Statement of November 2009
Form/SB/06
Form/SB/07

**United States
Patent and
Trademark Office**

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Deposit Account Statement

Requested Statement Month: November 2009
Deposit Account Number: 502866
Name: WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP
Attention: ACCOUNTS PAYABLE
Street Address 1: 1250 CONNECTICUT AVE, NW
Street Address 2: SUITE 700
City: WASHINGTON
State: DC
Zip: 20036
Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/02	2	10582943	062669	2202	\$52.00	\$9,673.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$9,725.00	\$52.00	\$0.00	\$9,673.00

5324-0001 (FLR)

Next check -

990508

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PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875					Application or Docket Number 10/582,943		Filing Date 03/01/2007		<input checked="" type="checkbox"/> To be Mailed			
APPLICATION AS FILED – PART I												
(Column 1)			(Column 2)		SMALL ENTITY <input checked="" type="checkbox"/>		OR		OTHER THAN SMALL ENTITY			
FOR	NUMBER FILED	NUMBER EXTRA	RATE (\$)	FEE (\$)			RATE (\$)	FEE (\$)				
<input checked="" type="checkbox"/> BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A	150			N/A					
<input checked="" type="checkbox"/> SEARCH FEE (37 CFR 1.16(k), (l), or (m))	N/A	N/A	N/A	250			N/A					
<input checked="" type="checkbox"/> EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A	100			N/A					
TOTAL CLAIMS (37 CFR 1.16(i))	31 minus 20 =	• 11	X \$25 =	275	OR		X \$ =					
INDEPENDENT CLAIMS (37 CFR 1.16(h))	2 minus 3 =	• 0	X \$100 =	0			X \$ =					
<input type="checkbox"/> APPLICATION SIZE FEE (37 CFR 1.16(s))			If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).									
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))												
* If the difference in column 1 is less than zero, enter "0" in column 2.												
			TOTAL	955			TOTAL					
APPLICATION AS AMENDED – PART II												
(Column 1)			(Column 2)		(Column 3)		SMALL ENTITY		OR		OTHER THAN SMALL ENTITY	
10/13/2009	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA			RATE (\$)	ADDITIONAL FEE (\$)			RATE (\$)	ADDITIONAL FEE (\$)
Total (37 CFR 1.16(i))	• 41 39	Minus	** 31	= 10 7			X \$26 =	260 182	OR		X \$ =	
Independent (37 CFR 1.16(h))	• 3	Minus	*** 3	= 0			X \$110 =	0	OR		X \$ =	
<input type="checkbox"/> Application Size Fee (37 CFR 1.16(s))									OR			
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))									OR			
							TOTAL ADD'L FEE	260 182	OR		TOTAL ADD'L FEE	
(Column 1)			(Column 2)		(Column 3)		SMALL ENTITY		OR		OTHER THAN SMALL ENTITY	
AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA			RATE (\$)	ADDITIONAL FEE (\$)			RATE (\$)	ADDITIONAL FEE (\$)
Total (37 CFR 1.16(i))	•	Minus	**	=			X \$ =		OR		X \$ =	
Independent (37 CFR 1.16(h))	•	Minus	***	=			X \$ =		OR		X \$ =	
<input type="checkbox"/> Application Size Fee (37 CFR 1.16(s))									OR			
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))									OR			
							TOTAL ADD'L FEE		OR		TOTAL ADD'L FEE	
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20". *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3". The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.												

Legal Instrument Examiner:
/KATRINA HARLING/

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MULTIPLE DEPENDENT CLAIM FEE CALCULATION SHEET Substitute for Form PTO-1360 (For use with Form PTO/SB/06)				Application Number 10/582,943		Filing Date 01 March, 2007		<input type="checkbox"/> To be Mailed			
				Applicant(s) TSUKAMOTO, TATUSABU				Page 1 of 1			
* May be used for additional claims or amendments											
CLAIMS	AS FILED		AFTER FIRST AMENDMENT 10/13/2009		AFTER SEC. AMENDMENT		*		*		
	Indep	Depend	Indep	Depend	Indep	Depend		Indep	Depend	Indep	Depend
1	1		-	-			51				
2		1	-	-			52				
3		1	-	-			53				
4		1	-	-			54				
5		1	-	-			55				
6	1		-	-			56				
7		1	-	-			57				
8		1	-	-			58				
9		1	-	-			59				
10		2	-	-			60				
11		2	-	-			61				
12		3	-	-			62				
13		3	-	-			63				
14		3	-	-			64				
15		3	-	-			65				
16		3	-	-			66				
17		3	-	-			67				
18			1				68				
19			1				69				
20				1			70				
21				1			71				
22				1			72				
23			1				73				
24				1			74				
25				1			75				
26				1			76				
27				3			77				
28				3			78				
29				3			79				
30				3			80				
31				3			81				
32				3			82				
33				2			83				
34				2			84				
35				2			85				
36				2			86				
37				21			87				
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43							93				
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45							95				
46							96				
47							97				
48							98				
49							99				
50							100				
Total Indep	2		3				Total Indep				
Total Depend		29		28 35			Total Depend				
Total Claims		31		31 38			Total Claims				

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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